

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Plaintiff

Index No. 04CV06254

ORIGINAL

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants
-----X

STATE OF OHIO)
) ss.:
COUNTY OF Summit)


JOE KUZYAK, being duly sworn deposes and says that: deponent is not a party
to this action, and is over 18 years of age and is a resident of the State of Ohio.

On August, 24, 2004 approximately 4:25 p.m. at 300 Northfield Road,
Bedford, OH 44146, deponent served the within Summons in a Civil Case and Complaint upon **Ben
Venue Laboratories, Inc.**, by delivering to and leaving with (PERSON SERVED)

GARY PRICE, (TITLE) TREASURER/ASST-
SECRETARY, a true and correct copy of said document.

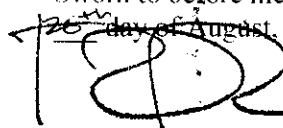
At the time of said service, (PERSON SERVED) GARY PRICE stated that he
was duly authorized to accept service of legal process for Ben Venue Laboratories, Inc.

(PERSON SERVED) GARY PRICE is described as a CAUCASIAN male,
approximately 50 years of age, 235 lbs., 5'8" tall, with GREYING hair and (OTHER FEATURES)


(PROCESS SERVER'S SIGNATURE)
JOE KUZYAK

Sworn to before me this

26 day of August, 2004


Notary Public

NOTARY PUBLIC PROCESS SERVER
JULY 1, 2004 - JULY 1, 2005

THE CITY OF NEW YORK

Plaintiff(s), Petitioner(s)

against

CLIENT: Preemptive Process Servers, Inc.

INDEX NO.: 04 CV 06054

DATE OF FILING: 8/4/2004

ABBOTT LABORATORIES, AGOURON
PHARMACEUTICALS, INC., ET AL

Defendant(s), Respondent(s)

AFFIDAVIT OF SERVICE

STATE OF CONNECTICUT: COUNTY OF HARTFORD

I, Christine Foran being duly sworn according to law upon my oath, depose and say, that deponent is not a party to this action, is over 18 years of age and resides in East Hartford, CT.

Furthermore, that on **August 23, 2004 at 1:50 PM at c/o CT Corporation, One Commercial Plaza, Hartford, CT**, deponent served the **Summons In A Civil Action; Complaint With Jury Trial Demand** upon **Boehringer Ingelheim Corp.**, (Defendant/Respondent) herein known as Recipient.

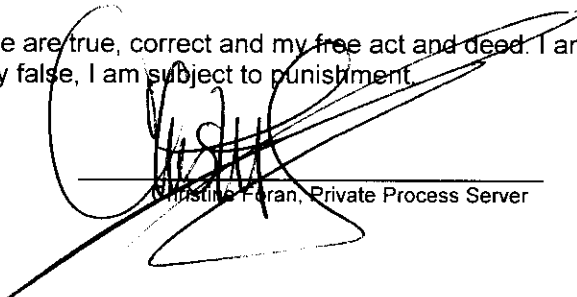
Said service was effected in the following manner:

By delivering to and leaving a true copy of each **Summons In A Civil Action; Complaint With Jury Trial Demand** with **Mary Foran** a person who is known to be the **Information Specialist** of said corporation and/or company, and who is authorized by said corporation and/or company to receive said **Summons In A Civil Action; Complaint With Jury Trial Demand**.

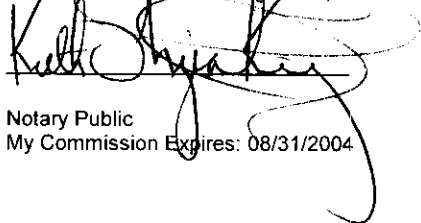
Deponent describes the individual served to the best of deponent's ability at the time and circumstances of service as follows:

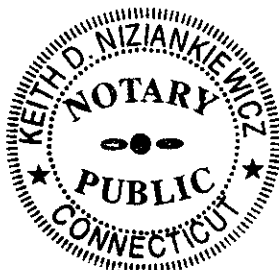
Sex: **Female** Skin: **White** Hair: **Brown** Age(Approx): **36-50** Height(Approx): **5'4" - 5'8"** Weight(Approx): **131-160lbs**

I certify that the foregoing statements made by me are true, correct and my free act and deed. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.


Christine Foran, Private Process Server

Sworn to before me on August 23, 2004


Notary Public
My Commission Expires: 08/31/2004



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Index No. 03 CV 7055 04 CV 06054

Plaintiff

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants
-----X

STATE OF CALIFORNIA)
) ss.:
COUNTY OF SAN FRANCISCO)

LINDA YOUNG, being duly sworn deposes and says that: deponent is not a party
to this action, and is over 18 years of age and is a resident of the State of California.

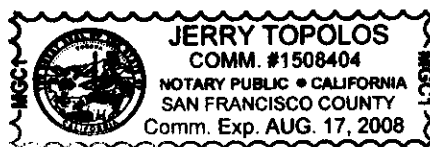
On Saturday, September 4, 2004 approximately 3:04 p.m. at 2751 Napa Valley
Corporate Drive, Napa, CA 94551, deponent served the within Summons in a Civil Case and Complaint
upon Dey Inc., by delivering to and leaving with (PERSON SERVED)
TAMI MCCARTHY, (TITLE) _____, a true and correct copy of said document.
At the time of said service, (PERSON SERVED) Tami McCarthy stated that 5 he
was duly authorized to accept service of legal process for Dey Inc.

(PERSON SERVED) Tami McCarthy is described as a Hispanic female,
approximately 40 years of age, 150 lbs., 5'5" tall, with brown hair and (OTHER FEATURES)

Linda Young
(PROCESS SERVER'S SIGNATURE)

Sworn to before me this
8th day of August, 2004
September

Notary Public



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Index No. 04 CV 06054

Plaintiff

V.

ABOTT LABARATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants
-----X

STATE OF NEW YORK)


) ss.:

COUNTY QUEENS)

Andrew Bartley, being duly sworn deposes and says that: deponent is not a party to this action, and is over 18 years of age and is a resident of the State of New York.

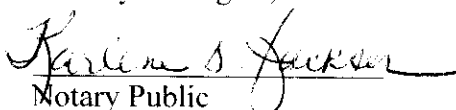
On Friday, August 27, 2004 approximately 2:20 p.m. at 500 Frank W. Burr Blvd., 5th Fl., Teaneck, NJ 07666, deponent served the within Summons in a Civil Case and Complaint upon Eisai Inc., by delivering to and leaving with Mark Lurie, Assistant General Counsel, a true and correct copy of said document. At the time of said service, Mark Lurie stated that he was duly authorized to accept service of legal process on behalf of Eisai Inc.

Mark Lurie is described as a White male, approximately 51-62 years of age, 180-190 lbs., 5' 5"-5'6" tall, graying black hair and wears glasses.



Andrew Bartley

Sworn to before me this
30th day of August, 2004


Notary Public

KARLENE S. JACKSON
Notary Public
State of New York, #01JA5083169
Qualified in Kings County
Commission Expires August 4, 2005

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Plaintiff

Index No. 04cv06054

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants
-----X

STATE OF PENNSYLVANIA)

) ss.:

COUNTY)

Gerald DUKUK, being duly sworn deposes and says that: deponent is not a party
to this action, and is over 18 years of age and is a resident of the State of Pennsylvania.

On August 24, 2004 approximately 10:40 AM at 100 Painters Drive,
Chadds Ford, PA 19317, deponent served the within Summons in a Civil Case and Complaint upon Endo
Pharmaceuticals, Inc., by delivering to and leaving with (PERSON SERVED)

Tanya Edmonds TITLE Sr. Staff Atty, a true and correct copy of said document.

At the time of said service, (PERSON SERVED) Tanya Edmonds stated that she
was duly authorized to accept service of legal process for Endo Pharmaceuticals Inc.

(PERSON SERVED) Tanya Edmonds is described as a White female,
approximately 35 years of age, 100 lbs. 5'6" tall, with Brn hair and (OTHER FEATURES)

(PROCESS SERVER'S SIGNATURE)

Sworn to before me this
24th day of August, 2004

Notary Public
MY COMMISSION EXPIRES
JUNE 1, 2008

DACIEN J. MULLEN
MY COMMISSION EXPIRES
JUNE 1, 2008

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Plaintiff

64-06054
Index No. 03 CV 7055

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants
-----X

STATE OF MISSOURI)
) ss.:
COUNTY OF JEFFERSON)

Bob Schulte being duly sworn deposes and says that: deponent is not a party
to this action, and is over 18 years of age and is a resident of the State of Missouri.

mon.
On Aug. 23, 2004 approximately 10:30 AM at 2503 South Hanley,
Road, St. Louis, MO 63144, deponent served the within Summons in a Civil Case and Complaint upon
Ethex Corporation, by delivering to and leaving with (PERSON SERVED)
Sue Phillips (TITLE) ATTORNEY LEGAL DEPT. a true and correct copy of said document.
At the time of said service, (PERSON SERVED) Above stated that She
was duly authorized to accept service of legal process for Ethex Corporation.

(PERSON SERVED) Phillips is described as a W/F male,
approximately 45 years of age, 130 lbs., ' " tall, with BRN hair and (OTHER FEATURES)

LIBERTY KING
Notary Public - State of Missouri
County of Jefferson
My Commission Expires Aug. 26, 2005

Bob Schulte
(PROCESS SERVER'S SIGNATURE)

Sworn to before me this
23 day of August, 2004

Liberty King
Notary Public

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Index No. 04 CV 06054

Plaintiff

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants
-----X

STATE OF NEW YORK)

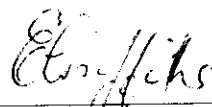
) ss.:

COUNTY QUEENS)

Eisha Griffiths, being duly sworn deposes and says that: deponent is not a party to this action, and is over 18 years of age and is a resident of the State of New York.

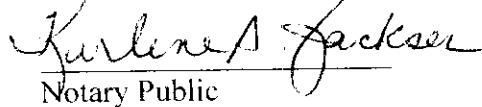
On Wednesday, August 25, 2004 approximately 2:11 p.m. at 909 Third Ave., New York, New York 10022, deponent served the within Summons in a Civil Case and Complaint upon Forest Laboratories, Inc., by delivering to and leaving with Schyvonne Simon, Executive Assistant, a true and correct copy of said document. At the time of said service, Schyvonne Simon stated that she was duly authorized to accept service of legal process on behalf of Forest Laboratories.

Schyvonne Simon is described as a Black female, approximately 28-30 years of age, 150-155 lbs., 5' 4"-5'5" tall, with black hair.



Eisha Griffiths

Sworn to before me this
30th day of August, 2004


Notary Public

KARLENE S. JACKSON
Notary Public
State of New York, #01JAS083169
Qualified in Kings County
Commission Expires August 4, 2005

-----X
THE CITY OF NEW YORK

AFFIDAVIT OF SERVICE
Index No. 04 CV 06054

Plaintiff

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants

-----X
STATE OF ILLINOIS)

) ss.:

COUNTY)

Scott Burton, being duly sworn deposes and says that: deponent is not a party to this action, and is over 18 years of age and is a resident of the State of Illinois.

On Tuesday, September 7, 2004 approximately 1:05 p.m. at Three Parkway North, Deerfield, IL 60015, deponent served the within Summons in a Civil Case and Complaint upon Fujisawa USA, Inc., by delivering to and leaving with Maureen McShane, Assistant General Counsel, a true and correct copy of said document. At the time of said service, Maureen McShane stated that she was duly authorized to accept service of legal process for Fujisawa USA, Inc.

Maureen McShane is described as a White female, approximately 45 years of age, 120 lbs., 5' 5" tall, with brown hair and wears glasses.

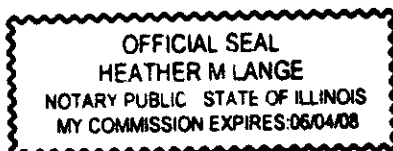


Scott Burton

Sworn to before me this
7th day of September, 2004



Notary Public



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

THE CITY OF NEW YORK

Index No. 04 CV 06054

Plaintiff

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants

STATE OF NEW YORK)
COUNTY QUEENS) ss.:
)

Andrew Bartley, being duly sworn deposes and says that: deponent is not a party to this action, and is over 18 years of age and is a resident of the State of New York.

On Friday, August 27, 2004 approximately 1:21 p.m. at 340 Kingsland Street, Nutley, NJ 07110, deponent served the within Summons in a Civil Case and Complaint upon Hoffman-La Roche, Inc., by delivering to and leaving with Pat Barbieri, Senior Counsel, a true and correct copy of said document. At the time of said service, Pat Barbieri stated that she was duly authorized to accept service of legal process on behalf of Hoffman-La Roche, Inc.

Pat Berbieri is described as a White female, approximately 40-45 years of age, 145-150 lbs., 5' 3"-5'4" tall, (viewed seated), short brown hair and wears glasses.

Andrew Bartley

Sworn to before me this
30th day of August, 2004

Karlene A. Jackson
Notary Public

KARLENE S. JACKSON
Notary Public
State of New York, #01JA5083169
Qualified in Kings County
Commission Expires August 4, 2025

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Index No. 04 CD 06064

Plaintiff

V.


ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants

-----X
STATE OF VIRGINIA)

) ss.:

COUNTY

 being duly sworn deposes and says that: deponent is not a party to this action, and is over 18 years of age and is a resident of the State of Virginia.

On 8/23/04, 2004 approximately 8:15 am. at 501 Fifth Street,

Bristol, TN 37620, deponent served the within Summons in a Civil Case and Complaint upon King Pharmaceuticals, Inc., by delivering to and leaving with (PERSON SERVED)

JAMES R. PETTIE, (TITLE) CLERK, a true and correct copy of said document.

At the time of said service, (PERSON SERVED) JAMES R. PETTIE stated that he was duly authorized to accept service of legal process for King Pharmaceuticals Inc.

(PERSON SERVED) JAMES R. PETTIE is described as a WHITE male, approximately 40 years of age 210 lbs. 6 ' 2 " tall, with dark hair and (OTHER FEATURES)


(PROCESS SERVER'S SIGNATURE)

Sworn to before me this
21 day of August, 2004


Notary Public

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Index No. 04CV06054

Plaintiff

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants

-----X
STATE OF PENNSYLVANIA)

) ss.:

COUNTY)

Colin Bailey, being duly sworn deposes and says that: deponent is not a party
to this action, and is over 18 years of age and is a resident of the State of Pennsylvania.

On August, 26, 2004 approximately 2:15 p.m. at 7050 Camp Hill
Road, Fort Washington, PA 19034, deponent served the within Summons in a Civil Case and Complaint
upon McNeil-PPC, Inc., by delivering to and leaving with (PERSON SERVED)

Joyce Thompson (TITLE) Legal Dept., a true and correct copy of said document.

At the time of said service, (PERSON SERVED) Joyce Thompson stated that She
was duly authorized to accept service of legal process for McNeil-PPC, Inc.

(PERSON SERVED) Joyce Thompson is described as a black female,
approximately 35 years of age, 160 lbs., 6'1" tall, with black hair and (OTHER FEATURES)
and glasses

Colin Bailey
(PROCESS SERVER'S SIGNATURE)

Sworn to before me this
26th day of August, 2004

Dacien J. Mullen
Notary Public

DACIEN J. MULLEN
MY COMMISSION EXPIRES
JUNE 1, 2008

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Index No. 04cv06054

Plaintiff

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants
-----X

STATE OF VIRGINIA)
) ss.:
COUNTY)

[Signature], being duly sworn deposes and says that: deponent is not a party
to this action, and is over 18 years of age and is a resident of the State of Virginia.

On 8/13/04, 2004 approximately 6:15 m. at 501 Fifth Street,

Bristol, TN 37620, deponent served the within Summons in a Civil Case and Complaint upon Monarch
Pharmaceuticals, Inc., by delivering to and leaving with (PERSON SERVED)

JAMES R. PATTEN, (TITLE) CEO, a true and correct copy of said document.

At the time of said service, (PERSON SERVED) JAMES R. PATTEN stated that he
was duly authorized to accept service of legal process for Monarch Pharmaceuticals Inc.

(PERSON SERVED) JAMES R. PATTEN is described as a WHITE male,
approximately 40 years of age, 170 lbs., 6'² tall, with black hair and (OTHER FEATURES)

[Signature]
(PROCESS SERVER'S SIGNATURE)

Sworn to before me this
7th day of August, 2004

[Signature]
Notary Public

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Plaintiff Index No. 04cv00054

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants
-----X

STATE OF PENNSYLVANIA)
COUNTY OF WASHINGTON) ss.:

CARMEN J. CICCARELLI being duly sworn deposes and says that: deponent is not a party
to this action, and is over 18 years of age and is a resident of the State of Pennsylvania.

On AUGUST 26TH, 2004 approximately 2:40 P.m. at 1500 Corporate
Drive, Ste. 400, Canonsburg, PA 15317, deponent served the within Summons in a Civil Case and
Complaint upon Mylan Laboratories, Inc., by delivering to and leaving with (PERSON SERVED)
VICKI POLASKI, (TITLE) LEGAL ASSISTANT, a true and correct copy of said document.

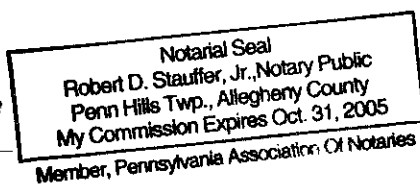
At the time of said service, (PERSON SERVED) VICKI POLASKI stated that he
was duly authorized to accept service of legal process for Mylan Laboratories Inc.

(PERSON SERVED) VICKI POLASKI is described as a WHITE FEMALE,
approximately 55 years of age, 170 lbs., 5'9" tall, with BLOND hair and (OTHER FEATURES)

Carmen J. Ciccarelli
(PROCESS SERVER'S SIGNATURE)

Sworn to before me this
26TH day of August, 2004

[Signature]
Notary Public



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Plaintiff

Index No.

04 cv 00054

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants

-----X
STATE OF PENNSYLVANIA)

COUNTY OF WASHINGTON) ss.:

CARMEN J. CECARELL being duly sworn deposes and says that: deponent is not a party
to this action, and is over 18 years of age and is a resident of the State of Pennsylvania.

On AUGUST, 26TH, 2004 approximately 2AC P.m. at 1500 Corporate
Drive, Ste. 400, Canonsburg, PA 15317, deponent served the within Summons in a Civil Case and
Complaint upon Mylan Pharmaceuticals, Inc., by delivering to and leaving with (PERSON SERVED)
VICKI POLASKI, (TITLE) LEGAL ASSISTANT, a true and correct copy of said document.

At the time of said service, (PERSON SERVED) VICKI POLASKI stated that he
was duly authorized to accept service of legal process for Mylan Pharmaceuticals, Inc.

(PERSON SERVED) VICKI POLASKI is described as a WHITE FE male,
approximately 55 years of age, 170 lbs., 5'9" tall, with BROWN hair and (OTHER FEATURES)

Carmen J. Cecarell
(PROCESS SERVER'S SIGNATURE)

Sworn to before me this
26TH day of August, 2004

[Signature]
Notary Public

Notarial Seal
Robert D. Stauffer, Jr., Notary Public
Penn Hills Twp., Allegheny County
My Commission Expires Oct. 31, 2005
Member, Pennsylvania Association Of Notaries

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Plaintiff

Index No. 04cv06054

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants
-----X

STATE OF NEW JERSEY)

COUNTY)

) ss.:
)

Dacien John Mullen

being duly sworn deposes and says that: deponent is not a party
to this action, and is over 18 years of age and is a resident of the State of New Jersey.

On August 23, 2004 approximately 4:45pm at 100 College Road
West, Princeton, NJ 08540, deponent served the within Summons in a Civil Case and Complaint upon
Nova Nordisk Pharmaceuticals, Inc., by delivering to and leaving with (PERSON SERVED)
Donna McMahon (TITLE) Attorney, a true and correct copy of said document.
At the time of said service, (PERSON SERVED) Donna McMahon stated that She
was duly authorized to accept service of legal process for Nova Nordisk Teva Pharmaceuticals Inc.

(PERSON SERVED) Donna McMahon is described as a White Fe male,
approximately 35 years of age, 115 lbs., 5'7" tall, with b/K hair and (OTHER FEATURES)

[Signature]
(PROCESS SERVER'S SIGNATURE)

Sworn to before me this
23rd day of August, 2004

[Signature]
Notary Public

JANET E. MULLEN
MY COMMISSION EXPIRES
MAY 17, 2008

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Index No. 04 CV 00054

Plaintiff

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants
-----X

STATE OF CALIFORNIA)
) ss.:
COUNTY OF SAN FRANCISCO)

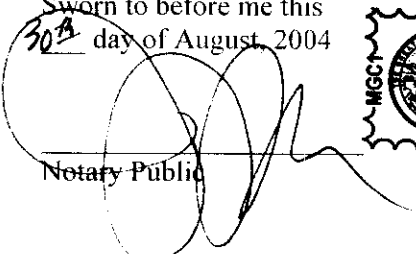
TODD BRENNICK, being duly sworn deposes and says that: deponent is not a party
to this action, and is over 18 years of age and is a resident of the State of California.

On Thursday, August 26, 2004 approximately 3:30 p.m. at 395 Oyster Point
Blvd., Ste. ⁵⁰⁰~~405~~, South San Francisco, CA 94080, deponent served the within Summons in a Civil Case
and Complaint upon Oncology Therapeutics Network Corp., by delivering to and leaving with (PERSON
SERVED) GAIL BOSLAND, (TITLE) Authorized to Accept, a true and correct copy of said
document. At the time of said service, (PERSON SERVED) GAIL BOSLAND stated
that she was duly authorized to accept service of legal process for Therapeutics Network Corp.
(PERSON SERVED) GAIL BOSLAND is described as a black female,
approximately 37 years of age, 135 lbs., 5'6" tall, with black hair and (OTHER FEATURES)

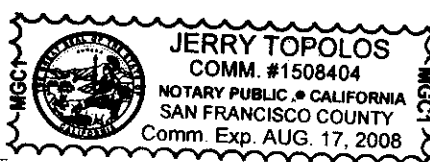


(PROCESS SERVER'S SIGNATURE)

Sworn to before me this
30th day of August, 2004



Notary Public



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Plaintiff

Index No. 04cv00054

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants

-----X
STATE OF NEW JERSEY)

) ss.:
COUNTY)

Gerald Daouk, being duly sworn deposes and says that: deponent is not a party
to this action, and is over 18 years of age and is a resident of the State of New Jersey.

On AUGUST 23, 2004 approximately 2:00 p.m. at 56 Livingston Ave.,
Roseland, NJ 07068, deponent served the within Summons in a Civil Case and Complaint upon **Organon**
Pharmaceuticals, USA, Inc., by delivering to and leaving with (PERSON SERVED)

Jonathan Beck (TITLE) Legal Counsel, a true and correct copy of said document.

At the time of said service, (PERSON SERVED) Jonathan Beck stated that he
was duly authorized to accept service of legal process for **Organon Pharmaceuticals USA, Inc.**

(PERSON SERVED) Jonathan Beck is described as a white male,
approximately 35 years of age, 175 lbs. 5'10" tall, with black hair and (OTHER FEATURES)

(PROCESS SERVER'S SIGNATURE)

Sworn to before me this
23rd day of August, 2004
[Signature]
DACIEN J. MULLEN
Notary Public
MY COMMISSION EXPIRES
JUNE 1, 2008

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

THE CITY OF NEW YORK

Index No. 04 CV 06054

Plaintiff

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants

STATE OF NEW YORK)
) ss.:
COUNTY QUEENS)

Andrew Bartley, being duly sworn deposes and says that: deponent is not a party to this action, and is over 18 years of age and is a resident of the State of New York.

On Friday, August 27, 2004 approximately 12:40 p.m. at One Executive Drive, Fort Lee, NJ 07024, deponent served the within Summons in a Civil Case and Complaint upon **Purepac Pharmaceutical Co.**, by delivering to and leaving with Karen Sheehan, Senior Counsel, Corporate and Employment Affairs, a true and correct copy of said document. At the time of said service, Karen Sheehan, stated that she was duly authorized to accept service of legal process for Purepac Pharmaceutical Co.

Karen Sheehan is described as a White female, approximately 27-33 years of age, 135-140 lbs., 5' 4"-5' 5" tall, with brown hair.

Andrew Bartley

Sworn to before me this
30th day of August, 2004

Karlene A. Jackson
Notary Public

KARLENE S. JACKSON
Notary Public
State of New York, #01JA5083169
Qualified in Kings County
Commission Expires August 4, 2005

AFFIDAVIT OF DUE DILIGENCE

State of **NEW YORK**

County of

Usdc-So. District Of Court

Index Number: 04-CV-6054 Court Date: 8/31/2004

Date Filed: _____

Plaintiff:

CITY OF NEW YORK

vs.

Defendant:

ABBOTT LABORATORIES INC., ET AL

For:

KIRBY, MCINERNEY & SQUIRE, LLP

830 Third Avenue

10th Fl

New York, NY 10022

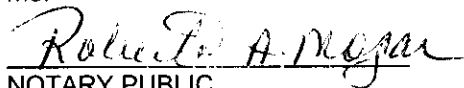
Received by PREEMPTIVE PROCESS SERVERS to be served on **TEVA PHARMACEUTICAL INDUSTRIES, LTD,**
650 CATHILL RD, SELLERSVILLE, PA.

I, Colin Bailey, being duly sworn, depose and say that on the **26th day of August, 2004** at **3:20 pm, I:**

DISCONTINUED ATTEMPTING SERVICE AFTER DUE DILIGENT ATTEMPTS I WAS UNABLE TO SERVE THE
SUMMONS AND COMPLAINT FOR THE REASON THAT THE COMPANY WILL NOT ACCEPT PAPERS AT THIS
LOCATION THEREFORE IT WAS DETERMINED THAT ADDRESS GIVEN IS INCORRECT.

I am over the age of 18 and have no interest in the above action.

Subscribed and Sworn to before me on the 31st day of
August, 2004 by the affiant who is personally known to
me.


NOTARY PUBLIC

ROBERT A. MORGAN
NOTARY PUBLIC OF NEW JERSEY
Commission Expires 6/1/2007



Colin Bailey
Process Server

PREEMPTIVE PROCESS SERVERS
193-02 120th Avenue
St.Albans, NY 11412
(718) 341-9960

Our Job Serial Number: 2004003052
Ref: KMS NYC/ABBOTT

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Plaintiff

Index No.

04cv00054

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants

-----X
STATE OF PENNSYLVANIA)

) ss.:

COUNTY OF WASHINGTON)

CARMEN J. CICCARIELLO, being duly sworn deposes and says that: deponent is not a party
to this action, and is over 18 years of age and is a resident of the State of Pennsylvania.

On AUGUST , 26TH , 2004 approximately 240 P.m. at 1500 Corporate
Drive, Ste. 400, Canonsburg, PA 15317, deponent served the within Summons in a Civil Case and
Complaint upon UDL Laboratories, Inc., by delivering to and leaving with (PERSON SERVED)
VICKI POLASKI (TITLE) LEGAL ASSISTANT, a true and correct copy of said document.

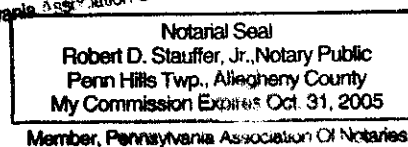
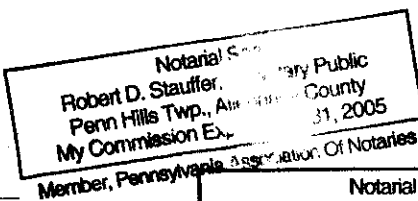
At the time of said service, (PERSON SERVED) VICKI POLASKI stated that she
was duly authorized to accept service of legal process for UDL Laboratories, Inc.

(PERSON SERVED) VICKI POLASKI is described as a WHITE female,
approximately 35 years of age, 170 lbs., 5'9" tall, with BROWN hair and (OTHER FEATURES)

Carmen J. Ciccarello
(PROCESS SERVER'S SIGNATURE)

Sworn to before me this
26TH day of August, 2004

Robert D. Stauffer, Jr.
Notary Public



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Index No. 04cv00054

Plaintiff

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants
-----X

STATE OF CALIFORNIA)
) ss.:
COUNTY Los Angeles

RENNELL G. HEADCOCK being duly sworn deposes and says that: deponent is not a party to this action, and is over 18 years of age and is a resident of the State of California.

On August, 24th, 2004 approximately 8:30 A.m. at 311 Bonnie Circle, Corona, CA 92880, deponent served the within Summons in a Civil Case and Complaint upon Watson Pharmaceuticals, Inc., by delivering to and leaving with (PERSON SERVED)

CHARLES P. SLACIK, (TITLE) CHIEF FINANCIAL OFFICER, a true and correct copy of said document.

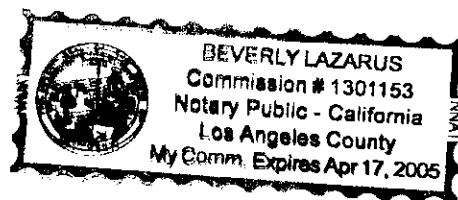
At the time of said service, (PERSON SERVED) CHARLES P. SLACIK stated that he was duly authorized to accept service of legal process for Watson Pharmaceuticals, Inc.

(PERSON SERVED) CHARLES P. SLACIK is described as a CAUC male, approximately 60 years of age, 203 lbs., 6'0" tall, with SANDY hair and (OTHER FEATURES)

R. Headcock
(PROCESS SERVER'S SIGNATURE)

Sworn to before me this
31 day of August, 2004

Beverly Lazarus
Notary Public



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE CITY OF NEW YORK

Index No. 04 cv 6054

Plaintiff

V.

ABOTT LABORATORIES, INC., ALCON
LABORATORIES, INC., ALLERGAN, INC.,
ALPHARMA INC., et. al.

Defendants
-----X

STATE OF CALIFORNIA)
) ss.:
COUNTY Los Angeles)

Rendell G. Headrick, being duly sworn deposes and says that: deponent is not a party
to this action, and is over 18 years of age and is a resident of the State of California.

On August, 24TH, 2004 approximately 8:20 A.m. at 311 Bonnie Circle,
Corona, CA 92880, deponent served the within Summons in a Civil Case and Complaint upon Watson
Pharma Inc., by delivering to and leaving with (PERSON SERVED)

CHARLES P. SLACIK, (TITLE) CHIEF FINANCIAL OFFICER a true and correct copy of said document.

At the time of said service, (PERSON SERVED) CHARLES P. SLACIK stated that he
was duly authorized to accept service of legal process for Watson Pharma, Inc.

(PERSON SERVED) CHARLES P. SLACIK is described as a CAUC male,
approximately 60 years of age, 203 lbs., 6'0" tall, with SANDY hair and (OTHER FEATURES)

Rendell G. Headrick
(PROCESS SERVER'S SIGNATURE)

Sworn to before me this
31 day of August, 2004

Beverly Lazarus
Notary Public
Beverly Lazarus

